IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.42838 of 2008
DINESH PRASAD SAH
Versus
STATE OF BIHAR
---

2. 20.11.2008 Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in a police case under section 7 of the Essential Commodities Act.

The submission is that he is a licensee appointed under the Bihar Trade Articles (Licences Unification) Order as a wholesale dealer for supplying kerosene oil to retail dealers. Section 7 of the Essential Commodities Act is, therefore, not applicable to him in view of Clause 3 (1) (2) of the Order. He relies upon a Bench decision of this Court in 2008 (3) PLJR 632.

WEB COPY NOT OFFICIAL

Having considered the facts and circumstances of the case, let the petitioner abovenamed surrender in the court below within four weeks from today, when he shall be enlarged on bail on furnishing bail bonds of Rs.10,000/- each, with two sureties of the like amount each to the satisfaction of CJM, Katihar in Kadwah p.s.case no. 118/2008.

The present observation is confined for purposes of anticipatory bail only when the trial shall proceed in accordance with law.

(Navin Sinha)

HR